

Personnel 14

OGC Has Reviewed

9 May 1955

MEMORANDUM FOR: Director of Security

SUBJECT : Revision of Appendix I to P.H.S.

1. By memorandum of 2 May 1955 you transmitted to this Office for concurrence or comment a proposed revision of Appendix I of the P.H.S. We have a number of points, of a legal or drafting nature, most of which are discussed in paragraph 3. A redraft of the proposed Appendix, designed to meet these points and to simplify and clarify, is attached hereto, together with your memorandum and attachment.

2. The redraft may constitute more than a single sheet, which we understood Personnel had hoped to avoid, but it is believed the importance of simplicity and clarity far outweigh this mechanical disadvantage.

3. Our specific comments are as follows:

- a. The language "The following additions to and deletions from the above list have been made by subsequent executive orders and letter" appears unnecessary and confusing. It is of no importance to the applicant to know that given organization is listed, not under Executive Order 10450, but under a subsequent Executive Order or letter. Further, if an organization listed under Executive Order 10450 is then deleted by a subsequent action the name of this organization would appear twice in the list, with unnecessary confusion for the reader. All that is needed to provide for additions and deletions is space on the form. Additional organizations can be added by typing or stamping in their names. Similarly, organizations can be deleted by striking out their names.
- b. The word "knowingly" in the certification statement applies only to the receipt of literature. In fairness to the applicant it is believed this concept should be broadened to include all activities. To meet this point the word "knowingly" could be deleted and the certifying language of Sec. 28 of the P.H.S. added just above the signatures.
- c. The paragraph which constitutes the certification at three points utilizes the phrase "except as noted below" to provide for explanations to be given. Then follows a very small space where the applicant and his spouse are to record the exceptions. The space is surely inadequate in

the case of any applicant or spouse who has had any significant amount of activities or memberships. Also, by designating lines and space "Organization/Dates of Membership" without also designating space for, say, "Contributions" or "Literature", the implication is given that only information, to be explained in the "Remarks" space, concerning membership in organizations is required.

- d. The reference to "close relatives, including" is vague. Are grandparents close relatives? If only the relatives listed are intended, this should be made clear.
- e. Does the space for exceptions "To Be Completed By the Spouse (If Applicable)" require completions only when there are exceptions, or only when there is a spouse? To remove the ambiguity and since if there is no spouse there is no one to certify, the term "(If Applicable)" should be deleted.
- f. Is a "certifying signature" different from other signatures? The form for certifying in Sec. 28 of the P.H.S., with necessary recommendations, is recommended.

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Office of General Counsel

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